

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 3RD DAY OF APRIL 1998

BEFORE :

THE HON'BLE MR.JUSTICE G.PATRI BASAVANA GOUND

WRIT PETITION No.30340/1997

Between :

The Assistant Executive
Engineer, No.1 (Maintenance)
Sub-Division, K.R.Sagar,
Mandya District.

.. Petitioner

(By Sri.K.H.Jagadish, HCGA)

And :

1. Sri.K.G.Ramaswamy,
Official Colony,
K.R.Sagar,
Mandya District.

2. The Asst. Labour Commissioner
& Controlling Authority under
the Payment of Gratuity Act
1972, Mysore Division,
Mysore.

3. Deputy Labour Commissioner &
Appellate Authority under the
Payment of Gratuity Act, 1972
Bangalore Region-II,
Bangalore.

.. Respondents

This Writ Petition is filed under Articles
226 & 227 of the Constitution of India praying to
quash vide Annex.B & A dated 18.6.97 and 3.6.96 by
R-3 and 2 respectively.

This Writ Petition is coming on for orders
this day, the Court made the following :

✓

1

690

ORDER

The petitioner-employer challenges the orders of the 2nd respondent-Controlling Authority under the Payment of Gratuity Act, 1972 and the 3rd respondent-Appellate Authority as at Annexures-'A' & 'B', by which the 1st respondent-employee is directed to be paid gratuity of Rs.28,463/-.

2. There is no dispute as to the 23 years of service that the 1st respondent has put in and as to the wages. Having regard to these two relevant factors, the authorities have ^{rightly} ~~accordingly~~ computed the gratuity payable to the 1st respondent and there is no infirmity in the two orders i.e. the order of the 2nd respondent confirmed by the 3rd respondent-Appellate Authority.

3. Writ Petition is, therefore, dismissed.



Sd/-
JUDGE